

TENTATIVE RULINGS

CIVIL / FAMILY LAW CASE MANAGEMENT CALENDAR

For: 8/16/10 Monday Dept: 1A

(Posted 8/12/10)

Tentative Rulings are proposed as orders to be issued at the hearing and are posted in advance for the convenience of the parties and their counsel. Any party objecting to the tentative ruling should promptly notify the opposing party of the substance of the objection with sufficient time to allow all parties, or their attorneys of record, to appear in person or by telephone at the scheduled hearing. Absent objection, the Court routinely adopts the tentative ruling as posted. Failures to appear, absent an order to appear, are deemed consent to the tentative ruling.

1. **1:00 PM** Case: 10CF9220 [M] CHASE BANK USA NA v HUSTON
Type: COLLECTIONS Date Filed: 05/03/10
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: CHASE BANK USA NA ATTY: CLARK LAW OFFICE, RORY W.
DEFNDT: HUSTON, KARLA E ATTY: HASTINGS, CHARLES L. ESQ
Service Date/Type: 05/13/10 SUB Answer Date: 06/11/10

Tentative Ruling: The case is At-Issue and is set for Trial in Dept. 2 approximately 120 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: ½ day court trial.

2. **1:00 PM** Case: 10CF9280 [M] CHASE BANK USA NA v HANLEY
Type: COLLECTIONS Date Filed: 06/03/10
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: CHASE BANK USA NA ATTY: HUNT & HENRIQUES
DEFNDT: HANLEY, BRENDA K ATTY: IN PRO PER
Service Date/Type: 06/28/10 SUB Answer Date: 07/15/10

Tentative Ruling: The case is At-Issue and is set for Trial in Dept. 2 approximately 120 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: ½ day court trial.

3. **1:00 PM** Case: 10CV36559 [S] RIGGS v CROSS
Type: P.I. MOTOR VEHICLE Date Filed: 03/22/10
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: RIGGS, MICHELLE JO ATTY: SCRANTON LAW FIRM
DEFNDT: CROSS, NANCY ANN ATTY: MAYALL HURLEY KNUTSEN SMITH &
Service Date/Type: 04/16/10 PER Answer Date: 05/17/10

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 1A at 1:00 PM on 1/10/11.

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4. 1:00 PM Case: 10CV36609 [S] FARMER v MCKUIN PIPELINE ET AL
Type: BREACH OF CONTRACT Date Filed: 04/12/10
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: FARMER, MARK ATTY: VAN DYKE LAW GROUP
DF/X-D: MCKUIN, JAMES ATTY: IN PRO PER
Service Date/Type: 04/29/10 SUB Answer Date: 05/20/10
D/XD/XC MCKUIN PIPELINE INC ATTY: SWEENEY MASON WILSON & BOSOMW
Service Date/Type: 05/16/10 PER Answer Date: 05/20/10
D/XD/XC HOPPS, FREDERICK T ATTY: BONETATI & KINCAID INC
Service Date/Type: 05/19/10 PER Answer Date: 06/25/10
DBA: FREDERICK T HOPPS GENERAL CONTR
D/XD/XC MCKUIN, BILL ATTY: SWEENEY MASON WILSON & BOSOMW
Service Date/Type: 04/18/10 PER Answer Date: 05/20/10
X-DEFT AMERICAN CONTRACTORS INDEMNITY CO
Service Date/Type: 06/10/10 PER 00/00/00
X-DEFT MCKUIN DECORATIVE CONCRETE DESIGN
X-DEFT D W MATHEWS LATH & PLASTER CO
X-DEFT MASTER'S TOUCH PAINTING
X-DEFT DAVID DOLIN ROOFING INC
X-DEFT BURGETT'S CUSTOM DRYWALL
X-DEFT MILGARD WINDOWS
X-DEFT BANKS GLASS
X-DEFT V B GLASS CO INC
X-DEFT J G V CONSTRUCTION

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all cross-defendants have filed responsive pleadings, cross-complainants are ordered to file defaults or dismissals of all cross-defendants. The CMC is set for Dept 1A at 1:00 PM on 12/13/10.

5. 1:00 PM Case: 10CV36874 [S] LEE v CASTELLUCCIO
Type: CIVIL COMPLAINT Date Filed: 07/20/10
Priority Info: 170.3 JEM
Event: FURTHER CASE MANAGEMENT CONF-CIVIL
10/04/10 1:00 1A OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED

Related cases NOT on this calendar: 10CV36754 , SC5918 ,
PLNTFF: LEE, DON H. ATTY: IN PRO PER
PLNTFF: GOLD STRIKE HEIGHTS HOMEOWNERS AS ATTY: IN PRO PER
DEFNDT: CASTELLUCCIO, CHRIS ATTY: SPROUL TROST LLP
Service Date/Type: 07/21/10 PER 00/00/00
DEFNDT: MARTINEZ, KATHY ATTY: SPROUL TROST LLP
Service Date/Type: 07/21/10 PER 00/00/00
DEFNDT: QUENT, PAUL ATTY: SPROUL TROST LLP
Service Date/Type: 07/21/10 PER 00/00/00

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 11/15/10.

6. 1:00 PM Case: CF8648 [M] ASSET ACCEPTANCE LLC v PEREZ
Type: COLLECTIONS Date Filed: 06/02/09
Priority Info: RULE 3.740; *170.6 DVM*
Event: CASE MANAGEMENT CONFERENCE-CIVIL
170.6 DVM

PLNTFF: ASSET ACCEPTANCE LLC ATTY: PECK & RAY LLP
DEFNDT: PEREZ, D J ATTY: SALAZAR, ANTHONY T. ESQ
Service Date/Type: 11/18/09 SUB Answer Date: 07/12/10

Tentative Ruling: The case is At-Issue and referred to Judicial Arbitration on a 60 day delay. The parties MAY stipulate to mediation in lieu of arbitration. Discovery to remain open until 30 days prior to trial. Trial Setting is set in Dept. 1A at 1:00 PM on 1/10/11.

7. 1:00 PM Case: CV35476 [S] FRATES v HOEKSTRA
Type: REAL PROPERTY Date Filed: 02/13/09
Event: FURTHER CASE MANAGEMENT CONFERENCE RE
JUDGMENT

PLNTFF: FRATES, FRANK ATTY: ALLEN, JOHN B ESQ
PLNTFF: FRATES, INGRID ATTY: ALLEN, JOHN B ESQ
DEFNDT: HOEKSTRA, WALTER ATTY: IN PRO PER
Service Date/Type: 00/00/00 Answer Date: 06/30/09
DEFNDT: HOEKSTRA, MARGUERITE ATTY: IN PRO PER
Service Date/Type: 00/00/00 Answer Date: 06/30/09

Tentative Ruling: This matter awaits entry of judgment. The matter is continued for further case management, if judgment enters in the interim the following date will be vacated, Dept 1A at 1:00 PM on 11/15/10.

8. 1:00 PM Case: CV35686 [S] FERREIRA v CHOW
Type: REAL PROPERTY Date Filed: 05/04/09
Event: FURTHER CASE MANAGEMENT CONFERENCE
Event: OSC RE: FILING COMPLIANCE
VACATE IF ALL POS/ANSWERS ARE FILED

PLNTFF: FERREIRA, ROQUE O ATTY: ONWAEZE & NWABUZOR
PLNTFF: FERREIRA, BLANDINA R ATTY: ONWAEZE & NWABUZOR
DEFNDT: CHOW, MARCOS LAM
DEFNDT: CHOW, JANETT
AKA: CHANG, JANETT

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The next Case Management hearing shall be in Dept. 1A at 1:00PM on 2/14/11.

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9. 1:00 PM Case: CV35970 [S] EDUCAP INC v ESCAMILLA ET AL
Type: BREACH OF CONTRACT Date Filed: 08/13/09
Priority Info: RULE 3.740
Event: OSC RE: JUDGMENT UNDER CRC 3.740(f)

PLNTFF: EDUCAP INC ATTY: BOOSKA, STEVEN A ESQ
DEFNDT: ESCAMILLA, TORI
Service Date/Type: 01/05/10 SUB 00/00/00
DEFNDT: SCHUMACHER, STORMIE
Service Date/Type: 08/28/09 PER 00/00/00

Tentative Ruling: This matter awaits entry of judgment. The matter is continued for further case management, if judgment enters in the interim the following date will be vacated, Dept 1A at 1:00 PM on 1/10/11.

10. 1:01 PM Case: CV35432 [S] SMITH v SMITH
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 02/02/09
Event: FURTHER CASE MANAGEMENT CONFERENCE

PETNR: SMITH, CINDY M ATTY: IN PRO PER
RESP: SMITH, BRIAN K
Service Date/Type: 02/13/09 PER 00/00/00

Tentative Ruling: The parties are not divorced. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 1:30 PM on 12/13/10.

11. 1:30 PM Case: CV34546 [S] PAIZS v PAIZS
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 03/28/08
Event: FURTHER CASE MANAGEMENT CONFERENCE

PETNR: PAIZS, LORI ATTY: THOMAS LAW OFFICES, RANDY E.
RESP: PAIZS, BYRON ATTY: CLAIR & BOSSI
Service Date/Type: 04/08/08 PER Answer Date: 04/23/08

Tentative Ruling: Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Thereafter, Petitioner and Respondent are ordered to serve and file Final Declarations of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 11/15/10.

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12. 1:30 PM Case: CV35300 [S] INOCENCIO v INOCENCIO
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 12/08/08
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV31596 , C13812 , F4510 ,
PETNR: INOCENCIO, CAMILLE C ATTY: IN PRO PER
RESP: INOCENCIO, LUIS D ATTY: IN PRO PER
Service Date/Type: 12/09/08 PER Answer Date: 01/21/09

Tentative Ruling: The parties are not divorced. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Thereafter, Petitioner and Respondent are ordered to serve and file Final Declarations of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 2/14/11.

13. 1:30 PM Case: CV35699 [S] ORTIZ v ORTIZ
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 05/08/09
Event: FURTHER CASE MANAGEMENT CONFERENCE

Related cases NOT on this calendar: CV35548 ,
PETNR: ORTIZ, MARTIN ATTY: IN PRO PER
RESP: ORTIZ, ANACELIA ATTY: IN PRO PER
Service Date/Type: 05/08/09 PER Answer Date: 06/09/09

Tentative Ruling: The parties are not divorced. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Thereafter, Petitioner and Respondent are ordered to serve and file Final Declarations of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 12/13/10.

14. 1:30 PM Case: CV36010 [S] FILKINS v WRIGHT
Type: ESTABLISH PARENTAL RELATIONSHI Date Filed: 08/26/09
Priority Info: CONFIDENTIAL
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV35131 ,
PETNR: FILKINS, SCOTT E. ATTY: IN PRO PER
RESP: WRIGHT, DURRONNA
Service Date/Type: 08/27/09 PER 00/00/00

Tentative Ruling: This matter is awaiting the continuing proceedings in the related matter in case # CV35131. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 9/13/10.

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15. 1:30 PM Case: CV36061 [S] GILL v GILL
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 09/15/09
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV35866 ,
PETNR: GILL, MICHELLE L ATTY: IN PRO PER
RESP: GILL, MARK H ATTY: SALAZAR, ANTHONY T. ESQ
Service Date/Type: 09/17/09 PER Answer Date: 10/19/09

Tentative Ruling: The parties are not divorced. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Thereafter, Petitioner and Respondent are ordered to serve and file Final Declarations of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 11/15/10.

16. 1:30 PM Case: CV36306 [S] RODRIGUEZ v MUSTIN
Type: PETITION FOR CUSTODY & SUPPORT Date Filed: 12/10/09
Event: FURTHER CASE MANAGEMENT CONFERENC

PETNR: RODRIGUEZ, ANDRES ATTY: IN PRO PER
RESP: MUSTIN, JULIE
Service Date/Type: 01/19/10 PER 00/00/00

Tentative Ruling: There are agreed temporary custody orders but no Judgment in the file. There is Proof of Service but no Response (FL-220) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 1:30 PM on 11/15/10.

17. 1:30 PM Case: CV36346 [S] LEAKE v MCALLISTER
Type: ESTABLISH PARENTAL RELATIONSHI Date Filed: 12/29/09
At-Issue Date: 00/00/00 Trial: 07/29/10 COURT TRIAL - SHORT CAUSE
Priority Info: CONFIDENTIAL
Event: FURTHER CASE MANAGEMENT CONF-RE JUDGMENT

Related cases NOT on this calendar: CV26397 ,
PETNR: LEAKE, SANDRA J ATTY: IN PRO PER
MINOR: MCALLISTER MINORS P.D.: KEENE (P.D.), PATRICK M ESQ
RESP: MCALLISTER, JOHN D ATTY: IN PRO PER
Service Date/Type: 01/05/10 PER Answer Date: 01/21/10

Tentative Ruling: This matter is concluded except for the Judgment paperwork. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 12/13/10.

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18. **2:30 PM** Case: 10FL36544 [S] JOHNSTON v JOHNSTON
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 03/18/10
Event: SETTLEMENT CONFERENCE/TRIAL SETTING

PETNR: JOHNSTON, CRAIG ATTY: WOOD, DARLENE D ESQ
RESP: JOHNSTON, SARAH ATTY: NORTON, MICHAEL R. ESQ
Service Date/Type: 03/19/10 PER Answer Date: 04/05/10
CLAMNT: CALSTRS

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

19. 2:30 PM Case: 10PA36379 [S] RODRIGUEZ v WEINGARTEN
Type: ESTABLISH PARENTAL RELATIONSHI Date Filed: 01/13/10
Priority Info: *CONFIDENTIAL*
Event: SETTLEMENT CONFERENCE/TRIAL SETTING

Related cases NOT on this calendar: CV36343 ,
PETNR: RODRIGUEZ, GEORGE ATTY: IN PRO PER
MINOR: RODRIGUEZ MINOR P.D.: KEENE (P.D.), PATRICK M ESQ
RESP: WEINGARTEN, GENA ATTY: IN PRO PER
Service Date/Type: 00/00/00 Answer Date: 03/19/10

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

20. 2:30 PM Case: CV35106 [S] STRINGHAM v STRINGHAM
Type: LEGAL SEPARATION WITHOUT MINOR Date Filed: 09/26/08
Event: SETTLEMENT CONFERENCE/TRIAL SETTING

PETNR: STRINGHAM, MARIANA ATTY: WOOD, DARLENE D ESQ
RESP: STRINGHAM, JACK ATTY: FOX LAW OFFICES, CATHERINE A.
Service Date/Type: 10/28/08 PER Answer Date: 05/18/09

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.
